

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
SEATTLE**

ARMANDO BELTRAN PRADO,

Petitioner,

v.

KIRSTJEN M. NIELSEN, et al.

Respondents.

Case No. 2:18-cv-01307-JLR-JPD

Agency No. A087-595-496

**JOINT STIPULATION AND ORDER TO
MODIFY BRIEFING SCHEDULE**

**NOTED ON MOTION CALENDAR:
March 6, 2019**

JOINT STIPULATION

The parties have jointly stipulated to modify the current briefing schedule to allow the Petitioner to file his Response to the Report and Recommendation on March 13, 2019 and to note this Motion for March 6, 2019.

Pursuant to Local Rule 7(j), Petitioner's counsel, Diana E. Moller, conferred with Respondents' counsel, Ms. Kristin Berger Johnson at the earliest opportunity on March 4, 2019.

JOINT STIPULATION TO MODIFY BRIEFING
SCHEDULE- 1 of 5

Moller Immigration Law Associates, PLLC
444 NE Ravenna Blvd., Suite 200-B
Seattle, WA 98115
Telephone (206) 466-6625
Fax (206) 452-5648

1 Ms. Moller requested an extension of time to file the Response to the Report and
2 Recommendations because in December 2019, Ms. Moller scheduled ankle replacement surgery
3 for Monday, March 4, 2019. The timing of this surgery was/is critical for Ms. Moller because she
4 will likely have to move offices when her lease expires on May 31, 2019. (The current owner
5 plans to demolish the building in order to build an apartment building with retail space on the
6 ground floor.)

8 From six prior ankle surgeries, Ms. Moller knows she is unable to care for herself for at
9 least two weeks after. The surgery requires a long period of recovery (including three to six
10 months of one hundred percent non-weightbearing on the surgical leg and the inability to lift or
11 carry anything heavy). Ms. Moller had to spend a great deal of time arranging for surgical after-
12 care because she lives alone. At the same time, she was trying to cover her other professional and
13 personal responsibilities for an extended medical leave.

15 On about Wednesday, February 27, 2019, when her surgeon returned from a two-week
16 vacation, Ms. Moller learned on very short notice that the March 4th surgery would have to be
17 postponed because the ankle replacement device was not manufactured in time for the surgery to
18 take place.

20 Dated this 4th day of March, 2019.

21
22 /s Diana E. Moller
23 Diana E. Moller
24 WSBA No. 24707
25 Attorney for Petitioner Armando Beltran
26 Prado
27 Moller Immigration Law Associates, PLLC
28 444 NE Ravenna Blvd., Suite 200-B
Seattle, WA 98115
(206) 466-6625
(206) 452-5648

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2
3 /s Kristin B. Johnson per email authorization
4 KRISTIN B. JOHNSON WSBA #28189
5 Assistant United States Attorney
6 700 Stewart Street, Suite 5220
7 Seattle, WA 98101-1271
8 Telephone No. (206) 553-7970
9 Fax No. (206) 553-4073
10 E-mail kristin.b.johnson@usdoj.gov
11 Attorney for the Respondents
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JOINT STIPULATION TO MODIFY BRIEFING
SCHEDULE- 3 of 5

Moller Immigration Law Associates, PLLC
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Seattle, WA 98115
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Fax (206) 452-5648

PROPOSED ORDER

The stipulation is approved. The Petitioner's response to the Report and Recommendation shall be due on March 13, 2019 and the Respondents' Responses shall be filed fourteen days thereafter. NO further extensions will be granted.

Order dated March 6, 2019.

Judge James L. Robart
U.S. District Court